

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Nickolas J. Dibiaso, Acting Presiding Justice; Honorable Steven M. Vartabedian, Associate Justice; Honorable Timothy S. Buckley, Associate Justice; and Kay Frauenholtz, Clerk/Administrator, by Anthony Lauria, Senior Deputy Clerk.

F044346 People v. Perales

Cause called and argued by Joan Isserlis, Esq., counsel for appellant. Angelo Edralin, Esq., Deputy Attorney General, counsel for respondent could not be reached via teleconference (Court considers the Attorney General as Waive).

Cause ordered submitted.

F043864 Sackreuter v. Dye et al.

Cause called and argued by Gretchen Nelson, Esq., counsel for appellant and by Gerald Leverett, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Wednesday, January 19, 2005 at 1:30 P.M.

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- F043851 In re the Marriage of Carol D. and Frank T. Fisher**
The order denying Frank's motion to set aside the judgment is affirmed. Carol is awarded her costs on appeal. Buckley, J.
We concur: Dibiaso, Acting P.J.; Vartabedian, J.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F041819 People v. Wright**
The judgment is affirmed.
Vartabedian, Acting P.J.
We concur: Levy, J.; Cornell, J.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F041818 People v. Mendez**
The judgment is affirmed. Vartabedian, Acting P.J.
I concur: Levy, J.
Concurring and dissenting opinion by Cornell, J.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F042436 People v. Howard**
Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.
- F045238 In re Jermale K., a Minor**
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE

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F045238 In re Jermale K., a Minor

Appellant's adjudications of grand theft and unlawful possession of a weapon, and the true finding on the enhancement accompanying the former offense, are reversed. In all other respects, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F044211 People v. Simmons

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F044462 Deguchi et al. v. Wheeler et al.

The judgment (order) appealed from is reversed. Appellants are awarded costs on appeal. Dibiaso, Acting P.J.

We concur: Buckley, J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F043257 People v. Helm

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

F042927 People v. Manuel

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

F045126 In re Luis C., a Minor

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

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F043794 Precision Diagnostic Medical Corporation et al. v. Wheeler et al.

The judgment (order) appealed from is affirmed. Respondents are awarded their costs on appeal. Dibiaso, Acting P.J.

We concur: Buckley, J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]